

which it was established that the applicant, Tweedy & Company, are brokers and dealers who make and create a market for said security, and that on April 24, 1931, said security was admitted to unlisted trading privileges on the New York Curb Exchange and that said privileges have been continued pursuant to clause 1 of Section 12 (f) of said Act, as amended; and

The Commission, based upon the evidence introduced at said hearing, not having found that by reason of inadequate public distribution of said security in the vicinity of said exchange, or by reason of inadequate public trading activity or of the character of trading therein on said exchange, said termination of unlisted trading privileges is necessary or appropriate in the public interest or for the protection of investors;

It is ordered, pursuant to Section 12 (f) of the Securities Exchange Act of 1934, as amended, that said application to terminate unlisted trading privileges in the Capital Stock, \$10 Par Value, of City and Suburban Homes Company on the New York Curb Exchange be and the same is hereby denied.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-93; Filed, January 8, 1937; 12:57 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 6th day of January 1937.

[File No. 2-843]

IN THE MATTER OF JOHN L. ETHERIDGE (KETTLEMAN HILLS SYNDICATE OF NORTH DOME ROYALTIES)

STOP ORDER

This matter coming on to be heard by the Commission on the registration statement of John L. Etheridge (Kettleman Hills Syndicate of North Dome Royalties), of Riverside, California, after confirmed telegraphic notice by the Commission to said registrant that it appears that said registration statement contains untrue statements of material facts and fails to state material facts required to be stated therein and fails to state material facts necessary to make the statements therein not misleading, and upon the evidence received upon the allegations made in the notice of hearing duly served by the Commission on said registrant, and the Commission having duly considered the matter, and finding that said registration statement contains untrue statements of material facts and omits to state material facts required to be stated and material facts necessary to make statements made not misleading, all as more fully set forth in the Trial Examiner's Report in this matter which is hereby adopted, and being now fully advised in the premises, and the registrant having consented to the entry of a stop order,

It is ordered, pursuant to Section 8 of the Securities Act of 1933, as amended, that the effectiveness of the registration statement filed by John L. Etheridge (Kettleman Hills Syndicate of North Dome Royalties), of Riverside, California, be and the same hereby is suspended.

By direction of the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-92; Filed, January 8, 1937; 12:57 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 7th day of January A. D. 1937.

IN THE MATTER OF AN OFFERING SHEET OF A WORKING INTEREST IN THE LEONA MCCLUSKEY FARM, FILED ON DECEMBER 31, 1936, BY WOODFIN & COX, RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)), AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

(1) In that the date in Division I when the information contained in the sheet will be out of date is miscalculated.

(2) In that the names are omitted from Items 14 (b), (c), (d), Division II.

(3) In that Item 24 of Division II implies that Item 23 (b) was answered in the negative. The text of and answer to item 23 (b) were, however, omitted.

(4) In that Item 24 (c), Division II, does not disclose the information required by the Regulations. In view of the apparent partial dependence upon proceeds of this sale, the financial responsibility of the offeror should be shown.

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 5th day of February 1937 that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered that Charles S. Moore, an officer of the Commission be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered that the taking of testimony in this proceeding commence on the 20th day of January 1937 at 10:30 o'clock in the forenoon at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-81; Filed, January 8, 1937; 12:54 p. m.]

Tuesday, January 12, 1937

No. 7

PRESIDENT OF THE UNITED STATES.

EXECUTIVE ORDER

ESTABLISHING SHINNED COCK MIGRATORY BIRD REFUGE

New York

By virtue of and pursuant to the authority vested in me as President of the United States, and in order to effectuate further the purposes of the Migratory Bird Conservation Act (45 Stat. 1222), it is ordered that the following-described area, containing 8.42 acres, more or less, situated in Hampton Bays, Suffolk County, Long Island, New York, together with all buildings thereon, be, and it is hereby, reserved and

set apart, subject to valid existing rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

The property known as the Shinnecock Bay Light Station Reservation bounding on Shinnecock Bay, and more definitely described as follows:

Beginning at a concrete monument, marked U. S. L. H. E., from which the northwest corner of a frame dwelling on the property bears S. 71°07' E., 148.76 feet distant, the southwest corner of said dwelling bears S. 60°28' E., 159.61 feet distant, and a granite monument bears N. 87°17'10" W., 50.18 feet distant, marked U. S.

Thence from said initial point by metes and bounds, S. 87°17'10" E., 465.0 feet, more or less, to Shinnecock Bay;

Thence southerly along the shore of the bay, 1,253.46 feet, to a point;

Thence inland, with five courses,

N. 45°02'50" W., 46.37 feet, to a concrete monument;
N. 45°02'50" W., 100.0 feet, to a concrete monument;
N. 56°46' W., 365.02 feet, to a concrete monument;
N. 25°19' W., 886.18 feet, to a concrete monument;
N. 7°34'40" E., 116.47 feet, to point of beginning.

The above-described property was acquired by the United States by purchase and is primarily under the jurisdiction of the Department of Commerce, and its reservation as a wildlife refuge is subject to the use thereof by that Department for lighthouse purposes; and the use thereof by the Department of Agriculture shall be without interference with any existing or future uses or regulations of the Department of Commerce.

This refuge shall be known as the Shinnecock Migratory Bird Refuge.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,
January 8, 1937.

[No. 7532]

[F. R. Doc. 37-94; Filed, January 11, 1937; 10:02 a. m.]

DEPARTMENT OF AGRICULTURE.

Bureau of Animal Industry.

[Amendment 3 to Declaration No. 12.]

DECLARING NAMES OF COUNTIES PLACED IN MODIFIED TUBERCULOSIS-FREE ACCREDITED AREAS

JANUARY 4, 1937.

In accordance with Section 2, of Regulation 7 of B. A. I. Order 309, as amended September 10, 1936, the following named counties, in the States named, are hereby declared "Modified Accredited Areas" until the date given opposite each county named.

Maryland: Baltimore, January 2, 1940; Wicomico, January 2, 1940.

New Jersey: Essex, January 2, 1940; Hunterdon, January 2, 1940.

New York: Seneca, January 2, 1940; Wyoming, January 2, 1940.

Puerto Rico: Ceiba, January 2, 1940; Fajardo, January 2, 1940.

In accordance with Section 2, of Regulation 7 of B. A. I. Order 309, as amended September 10, 1936, the following named counties, in the States named, having completed the necessary retests for reaccreditation, are hereby continued in the status of "Modified Accredited Areas" until the date given opposite each county named.

California: Plumas, January 2, 1940.

Florida: Charlotte, January 2, 1940; Hendry, January 2, 1940; Highlands, January 2, 1940; Lee, January 2, 1940; Pasco, January 2, 1940.

Illinois: Lee, January 2, 1940; St. Clair, January 2, 1940; Scott, January 2, 1940.

Indiana: Vermillion, January 2, 1940.

Iowa: Delaware, January 2, 1940; Hamilton, January 2, 1940; Monona, January 2, 1940; Shelby, January 2, 1940.

Kansas: Brown, January 2, 1940; Greenwood, January 2, 1940; Harvey, January 2, 1940; Morton, January 2, 1940; Reno, January 2, 1940.

Kentucky: Estill, January 2, 1940; Mason, January 2, 1940.

Maine: Sagadahoc, January 2, 1940.

Maryland: Allegany, January 2, 1940.

Michigan: Branch, January 2, 1940; Clare, January 2, 1940; Grand Traverse, January 2, 1940; Leelanau, January 2, 1940; Missaukee, January 2, 1940.

Minnesota: Becker, January 2, 1940; Benton, January 2, 1940; Clay, January 2, 1940; Morrison, January 2, 1940; Mower, January 2, 1940.

Missouri: Lafayette, January 2, 1940; Pettis, January 2, 1940; Saline, January 2, 1940.

New Mexico: Union, January 2, 1940.

New York: Albany, January 2, 1940.

North Carolina: Pitt, January 2, 1940.

Pennsylvania: Huntingdon, January 2, 1940.

South Carolina: Dillon, January 2, 1940; Greenville, January 2, 1940.

Tennessee: Hamblen, January 2, 1940; Henry, January 2, 1940; Weakley, January 2, 1940.

Texas: Randall, January 2, 1940.

Virginia: Botetourt, January 2, 1940; Louisa, January 2, 1940.

West Virginia: Kanawha, January 2, 1940; Monongalia, January 2, 1940.

Wisconsin: Green Lake, January 2, 1943; Juneau, January 2, 1940; Kewaunee, January 2, 1943; Marinette, January 2, 1943; Marquette, January 2, 1943; Milwaukee, January 2, 1940; Pepin, January 2, 1943; Racine, January 2, 1940; Richland, January 2, 1940; Sheboygan, January 2, 1943; Vilas, January 2, 1943; Walworth, January 2, 1940; Waupaca, January 2, 1943; Waushara, January 2, 1943; Wood, January 2, 1943.

Declaration No. 12, dated October 1, 1936, as amended, is hereby further amended accordingly.

[SEAL]

J. R. MOHLER, *Chief of Bureau.*

[F. R. Doc. 37-95; Filed, January 11, 1937; 12:42 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

HOLDING COMPANY ACT

AMENDMENT TO RULE 13-60

Acting pursuant to the Public Utility Holding Company Act of 1935, particularly Sections 13 (c) and 20 (a) thereof and finding that such action is necessary and appropriate in the public interest and for the protection of investors and consumers and necessary and appropriate to carry out the provisions of said Act and the rules and regulations thereunder, the Securities and Exchange Commission hereby adopts the following rule and Form U-13-60 and the instructions for such form, referred to in said rule and annexed thereto:

RULE 13-60. Annual Reports by Mutual and Subsidiary Service Companies.—On or before the first day of April in each calendar year, every mutual service company and every subsidiary service company whose organization and method of conducting business the Commission, pursuant to Rule 13-22, has found sufficient to meet the requirements of Section 13 (b), shall file with the Commission a report for the prior calendar year, or for any portion thereof during which there was effective as to such company any uniform system of accounts prescribed by any rules of the Commission. Every such report shall be submitted on Form U-13-60 (marked "approved December 17, 1936") and shall be prepared in accordance with the instructions incorporated in such form. For appropriate cause shown, the Commission may extend the time within which any such report is to be filed. If any company after filing such a report shall submit changes or amendments thereto by letter, pursuant to instruction 6 of such form, such company shall be deemed thereby to have agreed that the Commission's staff may indicate the changes or amendments such company desires to make in its report by causing notations of the changes set forth in such letter to be made on the copies of such report so filed and by substituting in such copies any new pages or schedules that may be thus submitted by the reporting company.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 37-99; Filed, January 11, 1937; 12:49 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 9th day of January A. D. 1937.

[File No. 46-26]

IN THE MATTER OF NEW ENGLAND GAS AND ELECTRIC
ASSOCIATION

[File No. 46-27]

MASSACHUSETTS UTILITIES ASSOCIATES

NOTICE OF AND ORDER FOR HEARING

New England Gas and Electric Association, an affiliate of a number of Public Utility Companies, having duly filed with this Commission an application pursuant to Section 10 (a) (1) of the Public Utility Holding Company Act of 1935, for approval of the acquisition by it from Massachusetts Utilities Associates of 49,830 shares of capital stock, par value \$25 each, of Plymouth County Electric Company, 1,366 shares of 6 per centum cumulative preferred stock, par value \$100 each, of Plymouth Gas Light Company and 1,288 shares of common stock, par value \$100 each, of said Plymouth Gas Light Company; Massachusetts Utilities Associates, a subsidiary company of a registered holding company, having also filed an application pursuant to Section 10 (a) (1) for approval of the acquisition of certain securities to be delivered to it by said New England Gas and Electric Association; it appearing that the securities proposed to be acquired by said Massachusetts Utilities Associates are additional securities of the following existing subsidiary companies of Massachusetts Utilities Associates:

Amesbury Electric Light Company,
Central Massachusetts Light & Power Company Preferred Voting Trust,
Central Massachusetts Light & Power Company Voting Trust No. 2,
Central Massachusetts Light & Power Company,
Commonwealth Gas & Electric Companies Voting Trust,
Commonwealth Gas & Electric Companies,
Franklin County Power Company,
Gardner Gas, Fuel and Light Company,
Marlborough Electric Company,
Massachusetts Lighting Companies Shares Trust,
Massachusetts Lighting Companies,
Merrimac Valley Power and Buildings Company,
Norwood Gas Company,
Weymouth Light and Power Company,
Winchendon Electric Light and Power Company, and
Worcester Suburban Electric Company;

the proposed acquisitions by both of said companies being pursuant to a single agreement between them involving the exchange of said securities and the payment of \$25,000 in cash to New England Gas and Electric Association by Massachusetts Utilities Associates; and it appearing to the Commission that these related applications should be heard and considered together;

It is ordered that a hearing on such matters be held on January 28, 1937, at ten o'clock in the forenoon of that day at Room 1101, Securities and Exchange Building, 1778 Pennsylvania Avenue NW, Washington, D. C.; and

Notice of such hearing is hereby given to said party and to any interested State, State commission, State securities commission, municipality, and any other political subdivision of a State, and to any representative of interested consumers or security holders, and any other person whose participation in such proceeding may be in the public interest or for the protection of investors or consumers. It is requested that any person desiring to be heard or to be admitted as a party to such proceeding shall file a notice to that effect with the Commission on or before January 23, 1937.

It is further ordered that Charles S. Lobingier, an officer of the Commission, be and he hereby is designated to preside at such hearing, and authorized to adjourn said hearing from time to time, to administer oaths and affirmations,

subpena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, contracts, agreements, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

Upon the completion of the taking of testimony in this matter, the officer conducting said hearing is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Dec. 37-96; Filed, January 11, 1937; 12:49 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 9th day of January A. D. 1937.

[File No. 43-24]

IN THE MATTER OF REPUBLIC SERVICE CORPORATION

NOTICE OF AND ORDER FOR HEARING

A declaration having been duly filed with this Commission, by Republic Service Corporation, a registered holding company, pursuant to Section 7 of the Public Utility Holding Company Act of 1935, regarding the issue and sale by it of First Lien Collateral Trust Twenty-Five Year Bonds in the aggregate principal amount of \$500,000;

It is ordered that a hearing on such matter be held on January 28, 1937, at 2:00 o'clock in the afternoon of that day at Room 1101, Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C.; and

Notice of such hearing is hereby given to said party and to any interested State, State commission, State securities commission, municipality, and any other political subdivision of a State, and to any representative of interested consumers or security holders, and any other person whose participation in such proceeding may be in the public interest or for the protection of investors or consumers. It is requested that any person desiring to be heard or to be admitted as a party to such proceeding shall file a notice to that effect with the Commission on or before January 23, 1937.

It is further ordered that Robert P. Reeder, an officer of the Commission, be and he hereby is designated to preside at such hearing, and authorized to adjourn said hearing from time to time, to administer oaths and affirmations, subpena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, contracts, agreements, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

Upon the completion of the taking of testimony in this matter, the officer conducting said hearing is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Dec. 37-97; Filed, January 11, 1937; 12:49 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 8th day of January A. D. 1937.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST
IN THE OHIO-KYLE FARM, FILED ON NOVEMBER 16, 1936, BY
P. H. LOWRIE, RESPONDENT

ORDER TERMINATING PROCEEDING AFTER AMENDMENT

The Securities and Exchange Commission, finding that the offering sheet filed with the Commission, which is the

subject of this proceeding, has been amended, so far as necessary, in accordance with the Suspension Order previously entered in this proceeding;

It is ordered, pursuant to Rule 341 (d) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the amendment received at the office of the Commission on January 7, 1937, be effective as of January 7, 1937; and

It is further ordered that the Suspension Order, Order for Hearing and Order Designating a Trial Examiner, heretofore entered in this proceeding, be and the same hereby are revoked and the said proceeding terminated.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-98; Filed, January 11, 1937; 12:49 p. m.]

Wednesday, January 13, 1937

No. 8

TREASURY DEPARTMENT.

Bureau of Customs.

[T. D. 48739]

CUSTOMS REGULATIONS AMENDED—CONTINUOUS CUSTODY
CUSTOMS REGULATIONS OF 1931, RELATING TO, EXAMINATION AND
RELEASE OF MERCHANDISE ELSEWHERE THAN AT PUBLIC STORES,
AMENDED

To Collectors of Customs and Others Concerned:

Pursuant to the authority contained in section 624 of the Tariff Act of 1930 (U. S. C., title 19, sec. 1624), the Customs Regulations of 1931 are hereby amended as follows:

Article 1058, as amended by T. D. 48465, is further amended by adding a new paragraph to be designated (f), reading as follows:

(f) Except as provided by paragraph (d) of this article, merchandise examined elsewhere than at the public stores in accordance with the provisions of article 772 is released from customs custody when final examination for purposes of appraisement has been completed.

Article 772 (f) is amended by adding thereto the following: "(See art. 1058 (f).)"

[SEAL]

J. H. MOYLE,

Commissioner of Customs.

Approved:

WAYNE C. TAYLOR,

Acting Secretary of the Treasury.

[F. R. Doc. 37-102; Filed, January 12, 1937; 9:48 a. m.]

DEPARTMENT OF THE INTERIOR.

Division of Territories and Island Possessions.

[General Circular No. 372]

THE ALASKA RAILROAD

ANNUAL PASSES FOR 1937

ANCHORAGE, ALASKA,

December 11, 1936.

To All Concerned:

All annual passes issued for the years 1935-1936, expiring December 31, 1936, will be honored up to and including December 31, 1937, unless otherwise ordered.

Authority Act March 12, 1914, and Executive Order No. 3861.

J. T. CUNNINGHAM,

Acting General Manager.

The above is hereby confirmed.

RUTH HAMPTON,

*Assistant Director, Division of
Territories and Island Possessions.*

JANUARY 11, 1937.

[F. R. Doc. 37-101; Filed, January 12, 1937; 9:40 a. m.]

DEPARTMENT OF AGRICULTURE.

Agricultural Adjustment Administration.

NER—B-101—Vermont

Issued January 12, 1937.

1937 AGRICULTURAL CONSERVATION PROGRAM—NORTHEAST
REGION

BULLETIN NO. 101—VERMONT

Pursuant to the authority vested in the Secretary of Agriculture under section 8 of the Soil Conservation and Domestic Allotment Act, payments will be made, in connection with the effectuation of the purposes of section 7 (a) of said Act for 1937 in accordance with the following provisions of this bulletin No. 101 for Vermont and such modifications or other provisions as may hereafter be made.

The 1937 Agricultural Conservation Program has been developed in accordance with the provisions of sections 8, 15, and 16 of the Soil Conservation and Domestic Allotment Act, but the payment of any benefits pursuant to the provisions of this bulletin is contingent upon such appropriation, if any, as the Congress of the United States may hereafter make for such purpose, and the amounts of such payments will be finally determined by such appropriation and the extent of participation in the program. The rates of payment and the allowances herein set forth are computed upon the basis of an appropriation of \$500,000,000 and 85 percent participation by farmers in all regions. Such rates of payment and allowances may be increased or decreased, depending upon the extent of participation, but such variations will not be in excess of 10 percent.

Part I. Payment for Soil-Building Practices

Under the 1937 Conservation Program, Vermont farmers who carry out soil-building practices that they select from the list below will be repaid a part of the cost. The amount of payment for performing each practice is stated with the description of practices in this section.

Payment will be dependent upon the practice being performed in accordance with the generally accepted standards of good farming practice with the use of the kinds and quantities of seeds and other materials which are normally employed to obtain good results. Each farmer contemplating applying for payment for carrying out any of the soil-building practices listed below should ascertain in advance, from instructions issued through his county committee whether the intended practice can be certified as practical under the local conditions applicable to his farm. Such instructions will be applicable to particular areas or farms and will set forth which of such practices are economically justified in such areas or on such farms and the proper kinds and quantities of seeds or other materials or substitutes to be used in order properly to carry out the practice.

Payment under the 1937 Program will be restricted to practices carried out before December 1, 1937.

If a practice calls for the use of specific materials (such as limestone) a farmer may qualify for payment by substituting equivalent amounts of any other approved material which serves the same purpose.

No payment will be made for a practice carried out on any acreage if labor, seed, or other materials used in carrying out the practice are furnished free or paid for by a State or Federal Agency.

A farmer may earn soil-building payments up to the limit of his soil-building allowance. If the total of the payments qualified for is larger than his allowance, he will receive an amount equal to his allowance, which shall be determined in accordance with the provisions of part II of this bulletin.

Practice Number and Description of Practice and Rate of Payment

LIMING

1. Applying 1,000 to 6,000 pounds of ground limestone, or its equivalent, per acre to crop or pasture land.

Payment—In Area A, \$2.00 per 1,000 lbs.; In Area B, \$2.50 per 1,000 lbs.